

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT				1. Contract ID Code <small>Firm-Fixed-Price</small>		Page 1 Of 9	
2. Amendment/Modification No. 0002		3. Effective Date 2004JUN29		4. Requisition/Purchase Req No. SEE SCHEDULE		5. Project No. (If applicable)	
6. Issued By Code W52P1J HQ AFSC AMSFS-CCA-M JULIE COUGHLIN (309)782-2139 ROCK ISLAND, IL 61299-6000 BLDG 350 & 390 EMAIL: COUGHLINJ@OSC.ARMY.MIL		7. Administered By (If other than Item 6) Code <div style="display: flex; justify-content: space-around; margin-top: 10px;">SCDPASADP PT</div>					
8. Name And Address Of Contractor (No., Street, City, County, State and Zip Code)				<input checked="" type="checkbox"/>		9A. Amendment Of Solicitation No. W52P1J-04-R-0078	
				<input type="checkbox"/>		9B. Dated (See Item 11) 2004JUN17	
				<input type="checkbox"/>		10A. Modification Of Contract/Order No.	
				<input type="checkbox"/>		10B. Dated (See Item 13)	
Code		Facility Code					
11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS							
<div><input checked="" type="checkbox"/> The above numbered solicitation is amended as set forth in item 14. The hour and date specified for receipt of Offers <div><input type="checkbox"/> is extended, <input checked="" type="checkbox"/> is not extended.</div><p>Offers must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended by one of the following methods: (a) By completing items 8 and 15, and returning <u>2 signed</u> copies of the amendments: (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter or telegram which includes a reference to the solicitation and amendment numbers. FAILURE OF YOUR ACKNOWLEDGMENT TO BE RECEIVED AT THE PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN REJECTION OF YOUR OFFER. If by virtue of this amendment you desire to change an offer already submitted, such change may be made by telegram or letter, provided each telegram or letter makes reference to the solicitation and this amendment, and is received prior to the opening hour and date specified.</p></div>							
12. Accounting And Appropriation Data (If required)							
13. THIS ITEM ONLY APPLIES TO MODIFICATIONS OF CONTRACTS/ORDERS It Modifies The Contract/Order No. As Described In Item 14.							
<div><div><input type="checkbox"/> A. This Change Order is Issued Pursuant To: The Contract/Order No. In Item 10A.</div><div style="text-align: right;">The Changes Set Forth In Item 14 Are Made In</div></div> <div><input type="checkbox"/> B. The Above Numbered Contract/Order Is Modified To Reflect The Administrative Changes (such as changes in paying office, appropriation data, etc.) Set Forth In Item 14, Pursuant To The Authority of FAR 43.103(b).</div> <div><input type="checkbox"/> C. This Supplemental Agreement Is Entered Into Pursuant To Authority Of:</div> <div><input type="checkbox"/> D. Other (Specify type of modification and authority)</div>							
E. IMPORTANT: Contractor <input type="checkbox"/> is not, <input type="checkbox"/> is required to sign this document and return _____ copies to the Issuing Office.							
14. Description Of Amendment/Modification (Organized by UCF section headings, including solicitation/contract subject matter where feasible.) SEE SECOND PAGE FOR DESCRIPTION							
<div>Except as provided herein, all terms and conditions of the document referenced in item 9A or 10A, as heretofore changed, remains unchanged and in full force and effect.</div>							
15A. Name And Title Of Signer (Type or print)				16A. Name And Title Of Contracting Officer (Type or print)			
15B. Contractor/Offeror (Signature of person authorized to sign)		15C. Date Signed		16B. United States Of America By _____ /SIGNED/ (Signature of Contracting Officer)		16C. Date Signed	
NSN 7540-01-152-8070 PREVIOUS EDITIONS UNUSABLE				30-105-02		STANDARD FORM 30 (REV. 10-83) Prescribed by GSA FAR (48 CFR) 53.243	

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Name of Offeror or Contractor:

SECTION A - SUPPLEMENTAL INFORMATION
ITEM: FLARE AIRCRAFT (A/C) COUNTERMEASURE (CM) M206
NSN: 1370-01-048-2138 (L410)
P/N: 9311623

ITEM: FLARE INFRARED (IR) COUNTERMEASURE (CM) MJU-7A/B
NSN: 1370-01-296-8395 (L463)
P/N: 8856664

1. THE PURPOSE OF THIS AMENDMENT 0002 IS TO ACCOMPLISH THE FOLLOWING:
- A. SECTION C, CLAUSE NUMBER C-1 (CS6100), PAGE 30 OF THE RFP: THE TECHNICAL DATA PACKAGE (CD-ROM) 9311660, REV. H AND MIL-C-63108B WITH APPLICABLE ECPS AND NORS R7Q2027 AND R9Q2028 FOR THE M796 IMPULSE CARTRIDGE IS AN ATTACHMENT TO THIS RFP. REFER TO PAGE 4 OF THIS AMENDMENT AND SECTION J (PAGE 9) ATTACHMENT 026.
- B. SECTION D, CLAUSE NUMBER D-1 (DS6303), PAGE 32 OF THE RFP: CORRECT DRAWING NUMBER REFERENCED FOR 2-D BAR CODE MARKING FOR THE FLARE A/C CM M206. REFER TO PAGE 5 OF THIS AMENDMENT.
- C. SECTION F, DELIVERIES OR PERFORMANCE. THE FOLLOWING TWO CLAUSES ARE INCORPORATED INTO THE SOLICITATION BY THIS AMENDMENT 0002 (PAGE 7):
- FS7115 ENTITLED "TRANSPORTATION SECURITY REQUIREMENTS FOR CONTRACTOR-TO-CONTRACTOR SHIPMENTS."
- FS7116 ENTITLED "TRANSPORTATION SECURITY REQUIREMENTS FOR GOCO AND SUBCONTRACTOR SHIPMENTS."
- D. SECTION H, CLAUSE H-6 (HS6306), PAGE 46 OF THE RFP: PARAGRAPH 3 OF THIS CLAUSE HAS BEEN REVISED TO CHANGE THE LISTING OF COMPONENTS THAT MUST BE MANUFACTURED, ASSEMBLED, AND TESTED IN THE UNITED STATES OR CANADA. REFER TO PAGE 8 OF THIS AMENDMENT.
2. ALL OTHER TERMS AND CONDITIONS IN THE BASIC SOLICITATION AND AMENDMENT 0001 REMAIN UNCHANGED.

*** END OF NARRATIVE A 004 ***

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Name of Offeror or Contractor:

SECTION C - DESCRIPTION/SPECIFICATIONS/WORK STATEMENT

For Local Clauses See: <http://www.osc.army.mil/ac/aais/ioc/clauses/index.htm>

<u>Status</u>	<u>Regulatory Cite</u>	<u>Title</u>	<u>Date</u>
C-1 CHANGED LOCAL	52.210-4501	DRAWINGS/SPECIFICATIONS	MAR/1988

In addition to the drawing(s) and/or specifications listed below, other documents which are part of this procurement and which apply to Preservation/Packaging/Packing and Inspection and Acceptance are contained elsewhere.

The following drawing(s) and specifications are applicable to the procurement of:
NSN 1370-01-048-2138, FLARE A/C CM M206:

Drawings and Specifications in accordance with Technical Data Package Listing - TDPL 9311623 with revisions in effect as of 23 OCTOBER 2003, SECTION J, ATTACHMENT 020, (except as follows):

ENGINEERING CHANGE PROPOSAL (ECP) R3Q2072 dated 4 February 2004 with Notice of Revisions (NOR), as stated within SECTION J, ATTACHMENT 022 of this solicitation.

ENGINEERING EXCEPTIONS: The following engineering changes apply to this procurement action(s):

The following paragraphs specify Performance Oriented Packaging (POP) Test and Wood Heat Treatment for Nematode requirements that shall be included in this contract:

"PERFORMANCE ORIENTED PACKAGING: Prior to shipment, the manufacturer shall make sure the container has been tested by a government approved Performance Oriented Packaging (POP) Test Laboratory for compliance with POP requirements in accordance with Title 49 Code of Federal Regulation. Test will be to a weight at least 10% greater than the actual gross weight to be marked on the tested container. POP marking shall not be applied to the container until verified by the government. The POP test report shall be generated by the Manufacturer/Laboratory in accordance with DI-PACK-81059 (Data Item Description) following the test. The report must be kept on file by the contractor and must also be submitted in accordance with DI-PACK-81059 to the U.S. Army Tank-automotive and Armaments Command - Armament Research, Development and Engineering Center (TACOM-ARDEC), Attn: AMSTA-AR-WEP, Picatinny Arsenal, NJ 07806-5000. For multi-year contracts, the contractor shall re-perform POP testing at a certified test laboratory if: (a) the initial POP test report expires before the end of the contract or (b) there is a change in container manufacturer or design of the exterior shipping container. No re-test is needed if all packaging is purchased while under an unexpired POP test."

"WOOD PACKAGING MATERIALS: The following applies if heat-treatment of wood is specified in this contract: All non-manufactured wood used in packaging or unitization shall be heat treated to a core temperature of 56 degrees Celsius for a minimum of 30 minutes. The box, wood packaging, and pallet manufacturers shall be affiliated with an inspection agency accredited by the Board of Review of the American Lumber Standard Committee. An international source of wood must be accredited by an international certification authority recognized by the U.S. Department of Agriculture. Each box shall be marked to show the conformance to the International Plant Protection Convention Standard. Boxes and any wood used as inner packaging make of non-manufactured wood shall be heat treated. The quality mark shall be placed on both ends of the outer packaging (between the encl cleats or battens if applicable). Quality marks for pallets shall be placed on two opposite end posts. Quality mark for wood unitization components shall be placed on two opposite sides."

Name of Offeror or Contractor:

DOCUMENT	DELETE	REPLACE WITH	ADD
1948-4116	- -	- -	X rev 07
1948-4116/115B	- -	- -	X rev 03
MIL-STD-129	X	12982865	- -
7553298	Note 8	- -	- -
9347042	Ausimont USA Inc. in Note 3	Solvay Solexis	- -

dwg 9326772 Delete Vendor "Dupont Dow Elastomers L.L.C"

For drawing 9311428, 9311434, and 9311451 add "Distribution Statement A.
Approved for public release; distribution is unlimited."

NOTE: When purchasing Impulse Cartridges to be used in FAT and LAT for the M206, the offeror is required to purchase M796 IAW the latest revision of the TDP 9311660 Rev. H and MIL-C-63108B with applicable ECPs and NORs R7Q2027 and R9Q2028. Refer to Section J, ATTACHMENT 026. Also attention is directed to SECTION J, ATTACHMENT 019 of this solicitation for Engineering Change Proposal R3Y2032 dated 09 March 2004 with Notice of Revisions.

The following drawing(s) and specifications are applicable to the procurement of:
NSN: 1370-01-296-8395, FLARE IR CM MJU-7A/B:

Drawings and Specifications in accordance with enclosed Technical Data Package Listing - TDPL 8856664 with revisions in effect as of 5 JUNE 2003,SECTION J, ATTACHMENT 021, (except as follows):

THE FOLLOWING DRAWINGS, SPECIFICATIONS AND DOCUMENTS ARE APPLICABLE TO THIS PROCUREMENT:

DATA LIST 8856664, DATED 5 JUNE 2003, REV R AND REVISIONS OF DOCUMENTS THEREON.

NOTE: When purchasing Impulse Cartridges to be used in FAT and LAT for the MJU-7A/B, the offeror is required to purchase BBU-36/B IAW the latest revision of the TDP (DL7730680) audit date 08 May 2002, Revision F. Attention is direction SECTION J, ATTACHMENT 025 of this solicitation for the two (2) page Data List.

NOTE: GOVERNMENT SPECIFICATIONS AND STANDARDS LISTED IN THE ADL MAY BE OBTAINED FROM THE STANDARDIZATION DOCUMENTS ORDER DESK, BUILDING 4D, 700 ROBBINS AVENUE, PHILADELPHIA, PENNSYLVANIA 19111-5094. INDUSTRY ASSOCIATION SPECIFICATIONS AND STANDARDS MAY BE OBTAINED FROM THE APPLICABLE ASSOCIATIONS.

(End of statement of work)

(CS6100)

C-2 DELETED *** THIS REFERENCE (CS7115) IS NO LONGER VALID ***

C-3 DELETED *** THIS REFERENCE (CS7116) IS NO LONGER VALID ***

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Name of Offeror or Contractor:

SECTION D - PACKAGING AND MARKING

For Local Clauses See: <http://www.osc.army.mil/ac/aais/ioc/clauses/index.htm>

<u>Status</u>	<u>Regulatory Cite</u>	<u>Title</u>	<u>Date</u>
D-1 CHANGED LOCAL	52.211-4508 PACKAGING REQUIREMENTS		JUL/1997

APPLICABLE TO NSN: 1370-01-048-2138, FLARE A/C CM M206:

Packaging shall be in accordance with 9313716 revision F, dated 8 JAN 1999.
When lot numbering is required, no more than one lot shall be packaged in an outer shipping container.

Marking shall be in accordance with 9313716, REVISION F, DATED 8 JAN 1999. 2-D BAR CODE MARKING IS REQUIRED IN ACCORDANCE WITH 8796522, REV BL, DATED 1 MAY 2003.

EXCEPTION: The following shall apply to drawing 9313716, Revision F, dated 8 Jan 1999:

UN PERFORMANCE ORIENTED PACKAGING (POP): Contractor is responsible for UN POP marking, testing and reporting as in accordance with the Engineering Exceptions found on Section C. DI-PACK-81059 applies.

PERFORMANCE ORIENTED PACKAGING (POP) VERIFICATION: In no case shall a container be shipped if the gross weight marked on the package is greater than the POP certified weight. If the average gross weight of the packed containers (determined by weighing two representative samples and averaging the weight) is greater than the certified weight, container marking operations shall cease and the procuring activity shall be contacted immediately.

EXCEPTION TO PERFORMANCE ORIENTED PACKAGING (POP) MARKINGS: If manufactured outside the USA, contractor shall not apply the UN POP certification marking, found on 9313716, provided in this contract. Contractors (outside the USA) are responsible to perform UN POP tests on packaging requirements provided in this contract and apply UN POP certification marking authorized by the Competent Authority of the state (country) of manufacture.

HEAT TREAT WOOD QUALITY MARKING: See Section C and ECP R3K3015 applies to wirebound box MIL-B-46506.

APPLICABLE TO NSN 1370-01-296-8395-L463, FLARE IR CM MJU-7A/B:

Packaging shall be in accordance with SPI 01-038-5111 revision R, dated 19 MAR 2003, PACKING LEVEL B..

When lot numbering is required, no more than one lot shall be packaged in an outer shipping container.

Marking shall be in accordance with SPI 01-038-5111, REVISION R, DATED 19 MAR 2003. 2-D BAR CODE MARKING SHALL BE IN ACCORDANCE WITH MIL-STD-129, REV P, WITH CHANGE NOTICE 2, DATED 10 FEB 2004.

EXCEPTION: The following shall apply to drawing SPI 01-038-5111, Revision R, dated 19 Mar 2003:

PERFORMANCE ORIENTED PACKAGING: The United Nations (UN) Performance Oriented Packaging (POP) marking provided on the SPI 01-038-5111 does not apply to this procurement. Prior to shipment, the manufacturer shall make sure the container has been tested for compliance with UN POP requirements in accordance with Title 49 Code of Federal Regulations. All performance test requirements shall be supported by certificates and reports attesting to the date and the data results obtained from performance oriented packaging testing. The contractor, if not a selfcertifier, shall be responsible for assuring that third party sources providing performance testing services are in fact, registered with the Department of Transportation. All certificates and reports shall be available for inspection by authorized

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government representatives, for a period of three years. All exterior containers will be marked with the UN POP marking provided by the contractor in accordance with Title 49 Code of Federal Regulations and MIL-STD-129, REV P, WITH CHANGE NOTICE 2, DATED 10 FEB 2004.

PERFORMANCE ORIENTED PACKAGING (POP) VERIFICATION: In no case shall a container be shipped if the gross weight marked on the package is greater than the POP certified weight. If the average gross weight of the packed containers (determined by weighing two representative samples and averaging the weight) is greater than the certified weight, container marking operations shall cease and the procuring activity shall be contacted immediately.

EXCEPTION TO PERFORMANCE ORIENTED PACKAGING (POP) MARKINGS: If manufactured outside the USA, contractor shall not apply the UN POP certification marking provided on SPI 01-038-5111. Contractors (outside the USA) are responsible to perform UN POP tests on packaging requirements provided in this contract and apply UN POP certification marking authorized by the Competent Authority of the state (country) of manufacture.

HEAT TREAT WOOD QUALITY MARKING:
NOTICE 5 applies to this procurement. In addition, Foreign manufacturers shall have the heat treatment of non-manufactured wood products verified in accordance with their National Plant Protection Organization's compliance program.

NOTICE 6 & 7 do not apply to this procurement.

(End of clause)

(DS6303)

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Name of Offeror or Contractor:

SECTION F - DELIVERIES OR PERFORMANCE

For Local Clauses See: <http://www.osc.army.mil/ac/aais/ioc/clauses/index.htm>

<u>Status</u>	<u>Regulatory Cite</u>	<u>Title</u>	<u>Date</u>
F-1 ADDED	52.247-4504 LOCAL	TRANSPORTATION SECURITY REQUIREMENTS FOR CONTRACTOR-TO-CONTRACTOR SHIPMENTS	MAR/2004

(a) Supplies procured or furnished under this contract/subcontract, which are shipped between two or more contractors, and which are qualified as sensitive in accordance with DoD 5100.76-M (Physical Security of Sensitive Conventional Arms, Ammunition, and Explosives), or are shipped as DOT Class A or B Explosives, require special Transportation Protective Service (TPS) during shipment from all points of origin to all destinations. TPS will be equivalent to the DoD security standard for the applicable sensitive category or explosive class identified under DoD 4500.9R, Defense Transportation Regulation, parts II and III, as added to or amended by applicable military service policies in accordance with guidance provided by Defense Logistics Agency (DLA)/Defense Contract Management Agency (DCMA).

(b) Shipper's Defense Contract Management Agency (DCMA) transportation offices will furnish assistance in providing the sensitive category of items to be shipped, determining the TPS required, and obtaining the TPS from commercial carriers as necessary.

(c) This clause must be entered in all contracts/subcontracts at any tier.

(End of clause)

(FS7115)

F-2 ADDED	52.247-4505 LOCAL	TRANSPORTATION SECURITY REQUIREMENTS FOR GOCO AND SUBCONTRACTOR SHIPMENTS	MAR/2004
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(a) Supplies procured or furnished under this contract/subcontract, which are shipped between two or more contractors, and which are qualified as sensitive in accordance with DoD 5100.76-M (Physical Security of Sensitive Conventional Arms, Ammunition, and Explosives), or are shipped as DOT Class A or B Explosives, require special Transportation Protective Services (TPS) during shipment from all points of origin to all destinations. TPS will be equivalent to the DoD security standard for the applicable sensitivity category or explosive class identified under DoD 4500.9R, Defense Transportation Regulation, parts II and III, as added to or amended by applicable customer/military service policies in accordance with guidance provided by the Installation Transportation Officer (ITO), Contracting Officer Representative (COR)/Administrative Contracting Officer (ACO), or the Director of Transportation at the activity identified in block 7 of the Standard Form 33.

(b) Transportation officers/offices will furnish assistance in providing the sensitive category of items to be shipped, determining the TPS required, and obtaining the TPS from commercial carriers as necessary.

(c) This clause must be entered in all contracts/subcontracts at any tier.

(End of clause)

(FS7116)

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Name of Offeror or Contractor:

SECTION H - SPECIAL CONTRACT REQUIREMENTS

For Local Clauses See: <http://www.osc.army.mil/ac/aais/ioc/clauses/index.htm>

<u>Status</u>	<u>Regulatory Cite</u>	<u>Title</u>	<u>Date</u>
H-1 CHANGED	52.225-4503 OSC	RESTRICTION OF CRITICAL ITEMS AND COMPONENTS	FEB/1993

(1) The items and components listed in paragraphs (2) and (3) are critical to the support of national defense items. As such, it is necessary to create and/or maintain a domestic capability for the production of these items and components by limiting production and procurement to the United States/Canadian industrial base.

(2) Items listed in this paragraph, to include all components contained therein, down to but not including raw materials (unless a more stringent restriction applies as set forth elsewhere in this contract), must be manufactured, assembled, and tested in the United States or Canada. Raw material is defined as material in the mill forms and shapes normally produced for commercial use.

- 1- AIRCRAFT (A/C) COUNTERMEASURE (CM) FLARE M206 (NSN: 1370-01-04802138)
- 2- INFRARED (IR) COUNTERMEASURE (CM) FLARE MJU-7A/B (NSN: 1370-01-296-8395)
- 3-

(3) Components listed in this paragraph must be manufactured, assembled, and tested in the United States or Canada.

- MAGNESIUM POWDER ALL TYPES IN ACCORDANCE WITH MIL-P-14067
- MAGNESIUM POWDER ALL TYPES IN ACCORDANCE WITH MIL-M-382
- BLACK POWDER MIL-P-223

In all cases, final assembly and testing of the items listed in the Schedule in Section B of this contract must be performed in the United States or Canada.

"(4) The failure of the contractor or subcontractor(s) to comply with the terms of this clause shall be a material breach of the contract.

(5) The contractor will insert the substance of this clause, including this paragraph (5), in every subcontract for items or components identified above to ensure flowdown to, but not including, raw materials.

(End of Clause)

(HS6306)

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Name of Offeror or Contractor:

SECTION J - LIST OF ATTACHMENTS

List of Addenda	Title	Date	Number of Pages	Transmitted By
Attachment 026	CD-ROM (TDP) 9311660 FOR CARTRIDGE, IMPULSE, M796	10-OCT-03		